

AUG 27 2003



Michael N. Milby, Clerk of Court

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

In re ENRON CORPORATION SECURITIES  
LITIGATION

Civil Action No. H-01-3624  
(Consolidated)

CLASS ACTION

This Document Relates To:

MARK NEWBY, et al., Individually and On  
Behalf of All Others Similarly Situated,

Plaintiffs,

vs.

ENRON CORP., et al.,

Defendants.

THE REGENTS OF THE UNIVERSITY OF  
CALIFORNIA, et al., Individually and On  
Behalf of All Others Similarly Situated,

Plaintiffs,

vs.

KENNETH L. LAY, et al.,

Defendants.

AMENDED CERTIFICATION OF JOHN ZEGARSKI  
PURSUANT TO FEDERAL SECURITIES LAWS

1633

**AMENDED CERTIFICATION OF NAMED PLAINTIFF  
PURSUANT TO FEDERAL SECURITIES LAWS**

JOHN ZEGARSKI ("Plaintiff") declares:

1. Plaintiff has reviewed a complaint and authorized its filing.
2. Plaintiff did not acquire the security that is the subject of this action at the direction of plaintiff's counsel or in order to participate in this private action or any other litigation under the federal securities laws.
3. Plaintiff is willing to serve as a representative party on behalf of the class, including providing testimony at deposition and trial, if necessary.
4. Plaintiff has made the following transaction(s) during the Class Period in the securities that are the subject of this action:

| <u>Security</u> | <u>Transaction</u> | <u>Date</u> | <u>Price Per Share</u> |
|-----------------|--------------------|-------------|------------------------|
|-----------------|--------------------|-------------|------------------------|


*See attached Schedule A.*

5. During the three years prior to the date of this Certificate, Plaintiff has not sought to serve or served as a representative party for a class in an action filed under the federal securities laws except as detailed below:

6. The Plaintiff will not accept any payment for serving as a representative party on behalf of the class beyond the Plaintiff's pro rata share of any recovery, except such reasonable costs and expenses (including lost

wages) directly relating to the representation of the class as ordered or approved by the court.

I declare under penalty of perjury that the foregoing is true and correct.  
Executed this 26 day of AUGUST, 2003.

  
\_\_\_\_\_  
JOHN ZEGARSKI

**SCHEDULE A**  
**SECURITIES TRANSACTIONS**

**Acquisitions**

| <b><u>Date<br/>Acquired</u></b> | <b><u>Type/Amount of<br/>Securities Acquired</u></b> | <b><u>Price</u></b> |
|---------------------------------|--|---------------------|
| 07/14/2000                      | 5.65   | \$71.88             |
| 07/31/2000                      | 5.52   | \$73.63             |
| 08/15/2000                      | 4.95   | \$82.13             |
| 08/31/2000                      | 4.79   | \$84.88             |
| 09/15/2000                      | 4.54   | \$89.44             |
| 09/29/2000                      | 4.64   | \$87.63             |
| 10/13/2000                      | 5.11   | \$79.50             |
| 10/31/2000                      | 4.95   | \$82.06             |

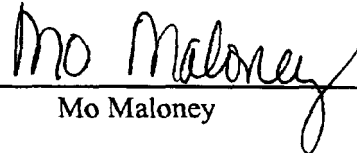
\* Transfer during 3rd Quarter of 2000 resulted in the acquisition of \$46,908.72 of Enron stock.

### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing AMENDED CERTIFICATION OF JOHN ZEGARSKI PURSUANT TO FEDERAL SECURITIES LAWS document has been served by sending a copy via electronic mail to serve@ESL3624.com on this 27th day of August, 2003.

I further certify that a copy of the foregoing AMENDED CERTIFICATION OF JOHN ZEGARSKI PURSUANT TO FEDERAL SECURITIES LAWS document has been served via overnight mail on the following parties, who do not accept service by electronic mail on this 27th day of August, 2003.

Carolyn S. Schwartz  
United States Trustee, Region 2  
33 Whitehall Street, 21st Floor  
New York, NY 10004

  
Mo Maloney